

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF MASSACHUSETTS

CRIMINAL #04-10288-RWZ

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UNITED STATES

v.

JOSEPH ALLEN

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**DEFENDANT'S MOTION FOR ENTRY  
OF JUDGMENT OF ACQUITTAL ON COUNTS ONE AND  
SIXTEEN AT THE CLOSE OF THE  
GOVERNMENT'S EVIDENCE**

Pursuant to Rule 29 of the Federal Rules of Criminal Procedure, the defendant Joseph Allen moves at the close of the government's evidence that the Court enter a judgment of acquittal on Counts One and Sixteen on the ground that the government has failed to adduce sufficient evidence to establish beyond a reasonable doubt each element of the charged offenses.

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Respectfully submitted,  
**JOSEPH ALLEN**  
By his attorneys,




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**CERTIFICATE OF SERVICE**

I hereby certify that this document was delivered in-hand to Assistant United States Attorney David G. Tobin on May 19, 2006.

  
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James L. Sultan